



STATE OF MICHIGAN

DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENT

LANSING

JENNIFER M. GRANHOLM
GOVERNOR

REBECCA A. HUMPHRIES
DIRECTOR

SUBMITTED: February 8, 2010

MEMORANDUM TO THE DIRECTOR

Information: Natural Resources Commission

Subject: Closure of Section of ORV Trail and Rescission of a Certain State Forest Road
Closure, Dickinson County
Land Use Order of the Director Amendment No. 02 of 2010
FOR INFORMATION ONLY

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), authorizes the Director to issue orders to implement land use rules.

Discussion and Background:

Crystal Falls Management Unit staff is recommending the closure of a portion of an ORV trail located in Sections 14, 23, 26, and 35, T40N, R29W, Norway Township, Dickinson County. This closure is recommended on a three mile portion of the Norway ORV Trail East Loop. The trail segment is no longer part of the designated trail and must be closed for the following reasons:

Past use of this three mile segment of the Norway ORV Trail East Loop has resulted in resource damage to the soils and the riparian zone of Fern Creek. The trail is currently rutted and has been damaged to the point that it is no longer safe for trail users. A 2006 Trail Development Proposal recommended closure of this part of the trail and the development of a new section of trail to be permanently added to the trail system to compensate for the loss of this three mile segment. The new trail segment has been developed and in place since July of 2006. Staff recommendations include closure of the abandoned three mile segment of the Norway ORV Trail East Loop and physically blocking access with gates, posts, or natural material.

Crystal Falls Management Unit staff is also recommending the rescission of the closure of approximately 1.5 miles of forest road known as West Pond Road, located in Sections 1 and 12, T41N, R30W, Sagola Township, Dickinson County. The road closure should be rescinded because the blasting activity in connection with the construction of three boating access sites is now complete. West Pond Road has been reopened and is now safe for the public to once again utilize.

Closure of Section of ORV Trail, Rescission of Certain State Forest Road Closure, Dickinson County
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The Western Upper Peninsula (WUP) Ecoteam has been informed of the need for the trail closure, as well as the need to rescind the existing road closure order. The closure and the rescission have been reviewed and supported by the WUP Ecoteam.

Recommendation:

This amendment is being submitted for information and consideration. This item appeared on the Department's Business Calendar dated January 25, 2010, and will be eligible for approval on April 8, 2010.

Lynne M. Boyd, Chief
Forest Management Division

Gary Hagler, Chief
Law Enforcement Division

Ronald A. Olson, Chief
Recreation Division

Kelley D. Smith, Ph.D., Chief
Fisheries Division

Russ Mason, Ph.D., Chief
Wildlife Division

Arminda S. Koch
Resource Management Deputy Director

LAND USE ORDERS OF THE DIRECTOR

Amendment No. 02 of 2010

By authority conferred on the Director of the Department of Natural Resources & Environment by section 504 of 1994 PA 451, MCL 324.504, and pursuant to R 299.671 and R 299.921 of the Michigan Administrative Code, it is ordered that the following order of the Land Use Orders of the Director shall read as follows:

4.17 Certain state-owned lands, Dickinson county, motorized vehicles, firearms, prohibited conduct.

Order 4.17 (1) A person shall not operate a motorized vehicle, from April 1 through November 30, without a written permit issued by the department on the following described state-owned lands, Dickinson county:

- (a) Trail numbers 1 through 4 located in sections 6 and 7, T44N R27W, and in sections 1, 2, and 12, T44N R28W.
- (b) Trail numbers 5 and 6 located in sections 30 and 31, T41N R29W, and section 36, T41N R30W.
- (c) Trail numbers 11 through 13 located in sections 23, 24, and 26, T40N R29W, and section 20, T41N R28W.
- (d) Trail numbers 16 and 17 located in section 19, T44N R29W, and section 24, T44N R30W.
- (e) Trail number 18 located in section 21, T42N R27W.

(f) Lake Antoine, grade, snowmobile trail - that part lying and extending north of the sturgeon river in section 13, T39N R29W, and that part lying in sections 2, 3, 11, and 12, T39N R29W, and lying east of the north-south county road in the center of section 4, T39N R29W.

(2) A person shall not operate a wheeled motorized vehicle except for otherwise lawful operation upon a designated trail or designated route within the following described state-owned lands:

- (a) The S1/2 of the NW1/4 and the N1/2 of the NE1/4 of section 5, and the W1/2 of the NE1/4 and the SE1/4 of the SE1/4 of section 6, T41N R29W.
- (b) The S1/2 of the SW1/4 of section 6, T42N R28W.

(C) THE SW1/4 OF SECTION 14, THE W1/2 AND THE NW1/4 OF THE SE1/4 OF SECTION 23, THE W1/2 OF SECTION 26 AND THE W1/2 OF THE NW1/4 OF SECTION 35, T40N R29W.

- (3) A person shall not use or possess firearms within the NW1/4 of the NW1/4 of section 7, T39N R28W.

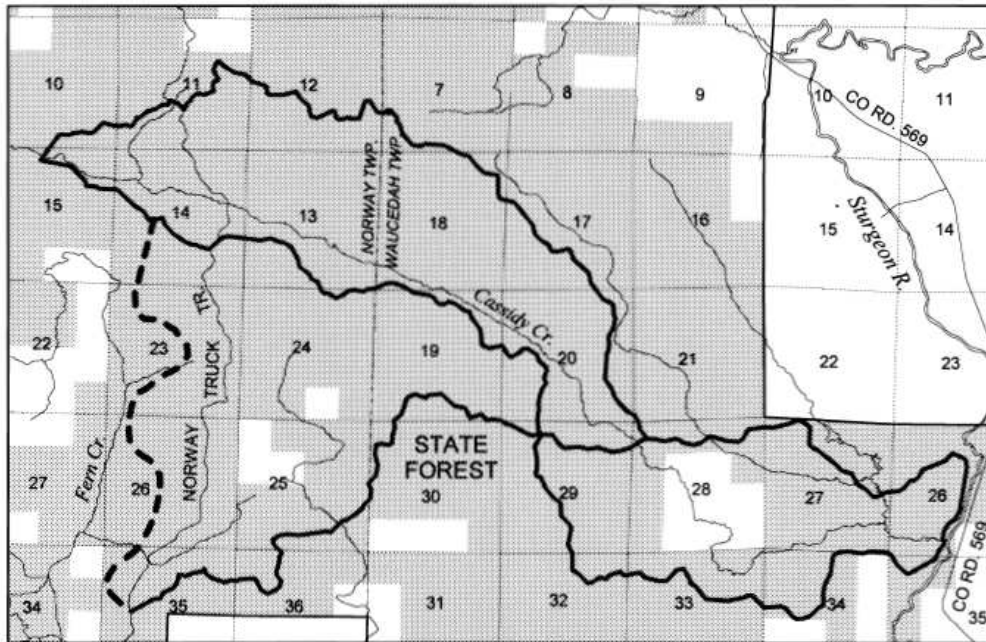
~~(4) Except for department vehicles used for official business, a person shall not operate a wheeled, motorized vehicle upon the closed segment of the forest road locally known as West Pond road located over and through the W1/2 of the SE1/4 of the SE1/4, the SW1/4 of the SE1/4, the SE1/4 of the SW1/4 of Section 1, and the NE1/4 of the NW1/4, the SE1/4 of the NW1/4, the SW1/4 of the NE1/4 of Section 12, T41N, R30W, Dickinson county, unless otherwise authorized in writing by the department representative.~~

This amended order shall be posted on or after April 9, 2010.

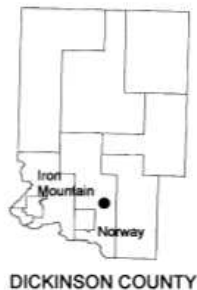
Issued on this 8th day of April, 2010.

Rebecca A. Humphries
Director

PROPOSED ORV TRAIL CLOSURE
 Land Use Order of the Director, Amendment No. XX of 2010
 Crystal Falls Forest Management Unit - Dickinson County
 T40N, R29W, Sections 14, 23, 26 and 35



- State Forest boundary
- - - Proposed ORV trail closure
- ORV trail to remain open (Norway Trail)
- ▨ State land
- Private land



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